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In re Application of :  
SHIBASAKI et al. :  
Application No.: 10/557,519 : DECISION ON PETITION  
Filing Date: November 19, 2005 : UNDER 37 CFR 1.137(b)  
Attorney Docket No.: OT-5302 :

This is a decision on the petition under 37 CFR 1.137(b), filed January 14, 2008, to revive the above-identified application.

The petition is **GRANTED**.

The above-identified application became abandoned for failure to reply in a timely manner to the non-final Office action mailed May 1, 2007, which set a shortened statutory period for reply of three (3) months. No extensions of time under the provisions of 37 CFR 1.136(a) were obtained. Accordingly, by operation of law, the above-identified application became abandoned on August 1, 2007.

The petition satisfies the conditions for revival pursuant to the provisions of 37 CFR 1.137(b) in that (1) the reply in the form of an amendment; (2) the petition fee; and (3) the required statement of unintentional delay have been received. Accordingly, the reply to the Office action mailed May 1, 2007, is accepted as having been unintentionally delayed.

This application is being referred to Technology Center AU 3654 for appropriate action, if any, on the reply in due course.

Telephone inquiries concerning this decision should be directed to the undersigned at (571) 272-3301.

/Daniel Stemmer/

Daniel Stemmer  
Legal Examiner  
Office of the Deputy Commissioner  
for Patent Examination Policy